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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: H. Lowenheim Attorney Docket No.: SOPH116953
Application No.: 09/622,719 Art Unit: 1635 / Confirmation No. 1261
Filed: October 18, 2000 Examiner: T.A. Vivlemore
Title: METHOD FOR THE TREATMENT OF DISEASES
OR DISORDERS OF THE INNER EAR

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF APPEALS/
PETITION FOR EXTENSION OF TIME

Seattle, Washington 98101

August 17, 2005

TO THE COMMISSIONER FOR PATENTS:

A. Appeal

Applicant hereby appeals to the Board of Appeals from the decision dated March 15, 2005, of the Examiner finally rejecting Claims 28, 31, and 63. The required fee of \$250 is included in enclosed Check No. 165537.

B. Petition for Extension of Time

Applicant respectfully requests that the period for response to the outstanding Office Action dated March 15, 2005, set to expire on June 15, 2005, be extended by 3 months, to expire on September 15, 2005. The enclosed check includes the 3-month extension fee of \$510.

C. Fees Enclosed

Enclosed is Check No. 165567 in the amount of \$760 to cover the required fees for the Notice of Appeal and Request for Extension of Time.

D. Additional Fee Charges or Credit for Overpayment.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17, and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this notice is enclosed.

08/19/2005 HVUONG1 00000042 09622719

01 FC:2401
02 FC:2253

250.00 OP
510.00 OP

LAW OFFICES OF
CHRISTENSEN O'CONNOR JOHNSON KINDNESS^{P.L.L.C.}
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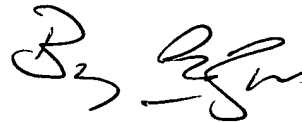
Please address all future correspondence to:

Customer No. 26389

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Respectfully submitted,

CHRISTENSEN O'CONNOR
JOHNSON KINDNESS^{PLLC}

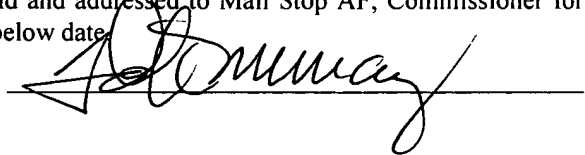


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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date:

August 17, 2005



BFM:mmm

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